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June 28, 2004

File No. 1310.03

## CERTIFICATE OF FIRST 1<sup>ST</sup> CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to MAIL STOP DD, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the following date: June 28, 2004.

  
Wendy K. B. Buskop

MAIL STOP DD  
Commissioner of Patents  
PO Box 1450  
Alexandria, VA 22313-1450

RE: *U.S. Patent Application Serial No. 10/760,616;*  
*Entitled: "Wireless Communication Device;" and*  
*Inventors: Mark Jeffrey Smith.*

Sirs:

Enclosed for filing in the above-mentioned application is:

- (1) An Information Disclosure Statement;
- (2) A Form PTO-1449 listing references A1; and
- (3) A postcard. Please date stamp and return the enclosed postcard to evidence receipt of these materials.

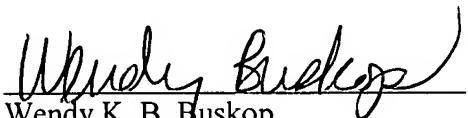
# BUSKOP LAW GROUP, P.C.

Information Disclosure Statement Transmittal  
Application Serial No. 10/760,616

June 28, 2004  
Atty. Docket No. 1310.03

No fees are believed to be due in connection with these materials. However, the Commissioner is hereby authorized to charge any deficiencies to Deposit Account No 50-1313 in the name of Buskop Law Group. A duplicate copy of this transmittal is enclosed.

Respectfully submitted,



Wendy K. B. Buskop  
Patent Attorney  
Reg. No. 32,202



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark Jeffrey Smith

Serial No.: 10/760,616

Filed: January 20, 2004

For: Wireless Communication Device

Group Art Unit: 2681

Examiner: Not Assigned

Atty Dkt No.: 1310.03

CERTIFICATE OF FIRST 1<sup>st</sup> CLASS MAIL

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Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

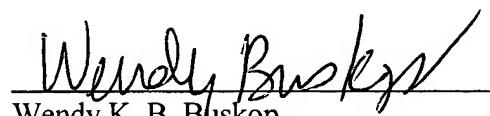
- I. Applicants hereby submit an Information Disclosure Statement and enclose a Form PTO-1449 listing references for consideration by the Examiner. A copy of the Reference is not enclosed.
- II. Applicants hereby request the Examiner to consider each cited reference. As required under 37 C.F.R. § 1.98(a)(3)(i), the following are concise explanations of the relevance of each reference, as they are presently understood:

Information Disclosure Statement  
Application Serial No. 10/760,616

**REFERENCE A1 (US 6,377,782 – Bishop):** “A method of upstream communication over a linear broadband network includes the steps of generating an upstream baseband signal and modulating it onto an upstream wireless radio frequency carrier to produce a first upstream modulated carrier signal. The modulated carrier signal is transmitted wirelessly, received, and demodulated to reproduce the information integrity of the upstream baseband signal. The signal is then modulated onto an upstream linear broadband radio frequency carrier for transmission on the linear broadband network. Advantageously, noise that accumulates at the subscriber premises is removed from the upstream signal prior to presentation of the signal to the upstream path of the linear broadband network. A system for communicating over a linear broadband network includes network access interface devices coupled to the linear broadband network. A subscriber access interface device accepts upstream communication signals and modulates and transmits the signal to the network access interface device. The network access interface device 6 receives and demodulates the signal and then modulates it for transmission on the linear broadband network.”

III. No fees are believed to be due in connection with these materials. This Information Disclosure Statement is being filed prior to receipt of an official Office Action.

Date: June 28, 2004



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**Information Disclosure Statement**  
**Application Serial No. 10/760,616**

Form PTO 1449	U.S. Department of Commerce Patent and Trademark Office		Serial No.: 10/760,616		Group Art Unit: 2681		
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)			Filing Date: January 20, 2004				
			Applicant(s): Mark Jeffrey Smith				
			Atty. Docket No.: 1310.03				
<b>A REFERENCE - U.S. PATENT DOCUMENTS</b>							
Document Number	Examiner Initial*	Patent Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
A1		6,377,782	04/23/02	Bishop	455	3.01	02/15/00
A2							
A3							
A4							
A5							
A6							
<b>B REFERENCE - FOREIGN PATENT DOCUMENTS</b>							
Document Number	Examiner Initial*	Patent Number	Date	Country	Class	Sub Class	Translation
							Yes      No
B1							
B2							
B3							
B4							
<b>C REFERENCE - OTHER DOCUMENTS (Including Author, Title, Date, Pages, Etc.)</b>							
Document Number	Examiner Initial*	Other Documents Citation					
C1							
C2							
C3							
C4							
Examiner:			Date Considered:				
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.						